IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 9TH FEBRUARY 2007 / 20TH MAGHA 1928

Bail Appl..No. 763 of 2007()

CRIME NO. 102 OF 2007 OF VATAKARA POLICE STATION

PETITIONERS/ACCUSED:

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1. SAJITH P.T., S/O. VASU,
   AGED 27 YEARS, POOLATHARA HOUSE, KUTTIADI,
   VATAKARA TALUK.

2. DEVI, W/O. VASU,
   AGED 51 YEARS, POOLATHARA HOUSE, KUTTIADI,
   VATAKARA TALUK.

3. VASU, AGED 55 YEARS,
   POOLATHARA HOUSE, KUTTIADI, VATAKARA TALUK.

4. VAHIDA, D/O. VASU, AGED 32 YEARS,
   POOLATHARA HOUSE, KUTTIADI, VATAKARA TALUK.

5. RADHAKRISHNAN, S/O. KUNHIRAMAN,
   AGED 42 YEARS, CHOOYIKA PALLIMEETHAL, VATTOLI,
   VATAKARA TALUK, KUTTIADI.

BY ADV. SRI.M.ASOKAN
SRI.DEVAPRASANTH.P.J.

RESPONDENTS: COMPLAINANT:

STATE OF KERALA,
REPRESENTED BY S.I. OF POLICE,VATAKARA POLICE
STATION, REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 09/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 763 of 2007

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DATED: 09-02-2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioners who are the accused Nos. 1 to 5 in Crime No. 102 of 2007 of Vatakara Police Station for offences punishable under Secs.406 and 498 A read with Sec. 34 I.P.C., seek anticipatory bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

1. Petitioners 1, 3 and 5 shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

3. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

4. Petitioners shall not commit any offence while on bail.

5. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,

JUDGE.

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